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201TR046A

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Telephone: 216-447-5919  
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## Fax

To: Group Art Unit No. 3752 Date: November 13, 2003

United States Patent & Trademark Office Pages: 5

Fax: 703-872-9302

### CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to facsimile number 703-872-9302 at the United States Patent and Trademark Office on the date shown below:

  
Mary Ellen Stoll

Date: November 13, 2003

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Legal Department

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**VIA FACSIMILE**

Group Art Unit No. 3752  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

**Re: United States Patent Application Serial No. 10/616,601 Filed July 10, 2003**  
**Our Docket No.: 201TR046A**  
**Customer No.: 37535**

Dear Sir:

The United States Patent and Trademark Office Patent Electronic Business Center has informed us that United States Patent Application Serial No. 10/616,601 cannot be associated with our **customer number 37535** because Thoburn T. Dunlap and/or Joe A. Powell are not listed as an attorney of record. Please see the attached fully executed Declaration and Power of Attorney form which was received at the USPTO on September 26, 2003.

As you can see, both Thoburn T. Dunlap and Joe A. Powell have Power of Attorney for this case. Therefore, I am requesting that you associate our United States Patent Application No. 10/616,601 with **customer number 37535** and be sure that both the above are listed as having Power of Attorney.

If you have any questions or concerns, please let me know.

I look forward to receiving confirmation that the customer number has been added to your file and that Thoburn T. Dunlap and Joe A. Powell are listed as having Power of Attorney.

Thank you for your assistance with this matter.

Very truly yours,



Mary Ellen Stoll

Attachments 3

The Specialty Chemicals Innovator™

Nov-13-2003 09:39am

From-NOVEON INC

2164475933

T-186 P.003/005 F-625

Applicant(s): Arthur L. Backman et al.

Case No. 201TR046A

Attorney: JAP

Serial No.: 10/616,601

Filing Date: 07/10/03

Mailed: 09/23/03

Due Date: 11/18/03

Title: **CROSSLINKED POLYETHYLENE PIPE HAVING A HIGH  
DENSITY POLYETHYLENE LINER**

Transmittal Letter

Response to Notice to File Missing Parts of NonProvisional Application

Part 2 - Copy To Be Returned With Response

Executed Combined Declaration and Power of Attorney

Return Card

Applicant(s): Arthur L. Backman et al.

Case No. 201TR046A

Attorney: JAP

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Return Card



PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
 )  
Arthur L. Backman et al. ) Attorney Docket No: 201TR046A  
 )  
Serial No.: 10/616,601 ) Group Art Unit:  
 )  
Filed: July 10, 2003 ) Examiner:  
 )  
For: **CROSSLINKED POLYETHYLENE PIPE HAVING A HIGH DENSITY  
POLYETHYLENE LINER**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence (including any paper or fee referred to herein) is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP MISSING PARTS, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, on

9/23/03  
Date of Deposit

Cathy Bartel  
Cathy Bartel

Sir:

Transmitted herewith is/are the following document(s) related to the above-identified application:

Acknowledgment of Receipt Card  
Response to Notice to File Missing Parts of NonProvisional Application  
Part 2 - Copy to Be Returned With Response  
Executed Combined Declaration and Power of Attorney

X Charge any additional fees except issue fee or credit overpayment to Deposit Account 50-1501. A DUPLICATE OF THIS SHEET IS ENCLOSED.

Respectfully submitted,

Joe A. Powell  
Joe A. Powell  
Reg. No. 28,108

Noveon, Inc.  
Legal Department  
9911 Brecksville Road  
Cleveland, Ohio 44141-3247  
Ph: (216) 447-5716  
201TR046A1.doc

Docket No. 201TR046A

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I verily believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed for which a patent is sought on the invention entitled:

CROSSLINKED POLYETHYLENE PIPE HAVING A HIGH DENSITY POLYETHYLENE LINER

the application of which

☐ is attached hereto.☒ was filed on July 10, 2003 as Application Serial No. 10/616,601 and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the attached or the above-identified application including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim the benefit under Title 35, United States Code, Sections 365, 120 and/or 119 of all United States, PCT international and/or foreign application(s) listed below and insofar as the subject matter of each of the claims of this application is not disclosed in such prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Application Serial No.	Filing Date	Country	Status
60/397,862	July 23, 2002	United States	Pending

I hereby appoint as my attorneys and/or agent(s) Joe A. Powell, Reg. No. 28,108; and Thoburn T. Dunlap, Reg. No. 31,246; with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Address all telephone calls to Joe A. Powell at telephone number (216) 447-5716. Please mail all correspondence to Novcon, Inc., Legal Department, 9911 Brecksville Road, Cleveland, Ohio 44141-3247.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Signature Arthur L. BackmanDate 7/16/03Inventor's Typed Name: Arthur L. BackmanCitizenship: U.S.A.Residence (City): Broadview HeightsState/Foreign Country: OhioPost Office Address: 9025 Ledgemont Drive, Broadview Heights, Ohio 44147Inventor's Signature Girish T. DalalDate Aug. 12, 2003Inventor's Typed Name: Girish T. DalalCitizenship: U.S.A.Residence (City): Avon LakeState/Foreign Country: OhioPost Office Address: 31905 Starboard Cove, Avon Lake, Ohio 44012Inventor's Signature Carl M. MahabirDate 7/22/03Inventor's Typed Name: Carl M. MahabirCitizenship: CanadianResidence (City): StreetsboroState/Foreign Country: OhioPost Office Address: 814 Fronek Road, Streetsboro, Ohio 44241-4826